

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

CLARA P. HAWKINS,

Plaintiff,

v.

No. 2:18-cv-00778-CG-KRS

UNITED STATES OF AMERICA,

Defendant.

SCHEDULING ORDER

THIS MATTER comes before the Court following a telephonic Rule 16 scheduling conference held on February 11, 2019. At the hearing, the Court adopted the parties' proposed Amended Joint Status Report and Provisional Discovery Plan, except for minor modifications discussed on the record and included in the dates below.

IT IS, THEREFORE, ORDERED that the parties shall follow the following discovery plan:

- (a) Maximum of twenty-five interrogatories per side to the other side with responses due sixty days after service.
- (b) Maximum of twenty-five requests for admission per side to the other side with responses due sixty days after service.
- (c) Maximum of ten (10) depositions per side. Depositions shall not exceed two hours (six (6) hours for parties and experts) unless extended by agreement during the deposition.

IT IS FURTHER ORDERED that the following case management deadlines shall govern:

- (a) Defendant's deadline to amend pleadings or join additional parties in accordance with Federal Rule of Civil Procedure 15: **March 14, 2019**;
- (b) Plaintiff's expert-disclosure deadline: **April 1, 2019**;
- (c) Defendant's expert-disclosure: **May 13, 2019**;
- (d) Deadline for supplementing discovery/disclosures: **twenty days after receipt of new evidence triggering obligation to supplement**;
- (e) Termination of discovery: **September 30, 2019**;
- (f) Motions relating to discovery: **October 22, 2019**;
- (g) All other motions, including dispositive and *Daubert* motions: **November 6, 2019**;
- (h) Pretrial order:
 - Plaintiff to Defendant by: **November 18, 2019**;
 - Defendant to Court by: **November 25, 2019**.

IT IS FURTHER ORDERED that the Court must approve any changes to the timing or scope of discovery, other than the parties' agreement to extend the length of a deposition made during the deposition in question. Requests by a party to change the timing or scope of discovery, other than a mutual agreement to extend a deposition reached during the deposition, must be made by motion and before the termination of discovery or the expiration of any applicable deadline. Discovery must be completed on or before the termination of the discovery deadline. A written discovery request must be propounded by a date so that the response to that request shall be due on or before the discovery deadline.

The parties are further reminded that the cutoff for motions related to discovery does not relieve the party of the 21-day time period under Local Rule 26.6 to challenge a party's objections to answering discovery. The parties are encouraged to review Federal Rule of

Procedure 26(a)(2) to ensure they properly disclose *all* testifying witnesses, not just those for whom a report is required.



KEVIN R. SWEAZEA
UNITED STATES MAGISTRATE JUDGE